IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 100 OF 2006

SOUTH GOA MECHANISED BOAT OWNERS CO-OPERATIVE AND MARKETING SOCIETY LTD AND ANR., ...Petitioners

Versus

VILLAGE PANCHAYAT OF VELIM, SALCETE GOA. ....Respondent

Mr. M. S. Sonak, Advocate for the petitioners.

Mr. A. N. S. Nadkarni, Advocate for the respondent.

Coram:- A. P. LAVANDE & N. A. BRITTO, JJ.

Date:- 14th March, 2006

P.C.

Heard Mr. Sonak, the learned Counsel for the petitoiners and Mr. Nadkarni, the learned Counsel for the respondent. Affidavit in reply filed on behalf of the respondent is taken on record.

By this petition, the petitioner challenges the order dated 8.3.2006 issued by the respondent revoking the N.O.C. dated 8.2.06 issued by the respondent for installation of H.S.D. outlet at Cutbona Fisheries Complex, at Cutbona, Velim. It is the case of the petitioners that they were desirous of installing H.S.D. outlet at Cutbona Velim and after obtaining all the required permissions they started the work. It is further the case of the petitioners that the NOC has been revoked even without giving show cause notice to the petitioners. In the affidavit filed by the respondent, a statement has been made that the respondent would withdraw the order dated 8.3.06 and the petitioners shall be given show cause notice before taking any decision in the matter of withdrawal of

the NOC. It is informed by the respondent that the petitioners will be heard in the matter on 22nd March, 2006. It is also informed by the respondent that a separate stop order under Section 66 of the Goa Panchayat Raj Act, 1994 has already been issued. However, according to the petitoiner, the same has not been received by the petitioner. We are not inclined to enter into the said controversy.

In view of the statement made by the respondent withdrawing the impugned order dated 8.3.06, nothing survives in this petition and the same is disposed of accordingly.

A. P. LAVANDE, J.

N. A. BRITTO, J.

ssm.